

Message Text

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PAGE 01 LIMA 09723 222132Z

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ACTION SCS-03

INFO OCT-01 ARA-06 ISO-00 SCA-01 H-02 L-03 DHA-02 NSC-05

NSCE-00 SSO-00 SS-15 SY-05 /043 W

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O 222050Z OCT 76

FM AMEMBASSY LIMA

TO SECSTATE WASHDC IMMEDIATE 2388

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EO 11652: NA

TAGS: W/W ARREST: (SMALL, GRECHIN GURHRIE), PINT, PINS

ASEC, SHUM, PE

SUBJ: CASC: ARREST OF NEW SOLIDARITY IPS REPORTER

REFS: STATE 260649, LIMA 9558, LIMA 9587

1. CONSOFF AND LOCAL EMPLOYEE, JESUS CASTRO, A LICENSED ATTORNEY, MET WITH INSPECTOR SUPERIOR GUILLERMO PENA SALCEDO, CHIEF OF SECURITY DIVISION (SEGURIDAD DEL ESTADO)/PIP LATE AFTER-NOON 10/21 TO DISCUSS MS. SMALL'S ARREST. ALSO PRESENT WAS COMMISARIO SUPERIOR RUIZ GONZALEZ, THE OFFICIAL IN CHARGE OF THE NSIPS CASE. PENA STATED THAT THE VICE MINISTER OF THE INTERIOR HAD CALLED THE PIP AND HAD AUTHORIZED HIM TO DIVULGE COMPLETE INFORMATION TO CONSOFF.

2. PENA DENIED ALLEGATIONS THAT USG HAD BEEN CONSULTED BEFORE PIP ARRESTED MS. SMALL. HE EXPLAINED THAT NSIPS/LIMA REPRESENTED "THE ONLY REMAINING ULTRA-LEFTIST ORGANIZATION IN PERU", AND THAT THE INTELLIGENCE UNIT (SEGURIDAD INTELIGENCIA) IN THE MINISTRY OF THE INTERIOR HAD RECOMMENDED THE ORDER OF ARREST ON OCTOBER 18. PENA SALCEDO SHOWED CONSOFF A NUMBER OF NEWSPAPERS AND ARTICLES OBJECTIONABLE TO GOP WHICH WERE PRINTED ABROAD OR IN LIMA AND WHICH WERE FOUND IN THE NSIPS/LIMA OFFICE.

3. TO CLARIFY CHARGE BY NSIPS/NEW YORK THAT USG IS BEHIND ARREST, CONSOFF REQUESTED RUIZ GONZALEZ TO ACCOMPANY HIM TO
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PAGE 02 LIMA 09723 222132Z

VISIT MS. SMALL. AT 9 P.M. MS. SMALL IN PRESENCE OF CONSOFF

AND RUIZ STATED THAT SHE ASKED RUIZ AT THE TIME OF HER ARREST WHETHER RUIZ HAD CONSULTED WITH KISSINGER OR IF HE HAD RECEIVED AN ORDER FROM THE USG OR EMBASSY. HE REPLIED NO. (SINCE THERE WERE OTHER PERUVIAN EMPLOYEES PRESENT DURING THE ARREST, IT IS POSSIBLE THAT ONE OF THEM MIGHT HAVE MISINTERPRETED AND MISINFORMED NSIPS/NEW YORK OF WHAT WAS ACTUALLY SAID. SMALL MAY BE ABLE TO CLARIFY THIS MATTER TO HER HUSBAND OR OTHER REPRESENTATIVES OF NSIPS/NEW YORK IF SHE IS ALLOWED TO MAKE A COLLECT TELEPHONE CALL.)

4. RUIZ GONZALEZ EMPHASIZED TO MS. SMALL THAT USG HAD NO ROLE IN HER ARREST AND EXPLAINED THAT UNDER PERUVIAN NATIONAL SECURITY LAW A PERSON ARRESTED FOR POLITICAL ACTIVITIES AGAINST THE STATE, REGARDLESS OF NATIONALITY, MAY BE HELD INCOMMUNICADO FOR AN INDEFINITE PERIOD, WITHOUT NOTIFICATION TO HIS RESPECTIVE GOVERNMENT OR REPRESENTATIVE. UNDER THE PRESENT STATE OF EMERGENCY ALL PERSONAL GUARANTEES HAVE BEEN SUSPENDED.

5. RUIZ FURTHER ADVISED MS. SMALL THAT (1) NSIPS/LIMA HAS BEEN OPERATING A CLANDESTINE-TYPE PUBLICATION ENTERPRISE WITHOUT A LICENSE FROM OCI (OFICINA CENTRAL DE INFORMACION), (2) IT HAS NO LICENSE FROM THE LIMA LOCAL GOVERNMENT TO CONDUCT A BUSINESS AND (3) SHE IS ILLEGALLY EMPLOYED ON A TEMPORARY VISITOR'S VISA. PENA SALCEDO TOLD CONSOFF THAT THE ILLEGAL ALIEN STATUS IS SUFFICIENT TO HAVE MS. SMALL DEPORTED. THIS IS IN ACCORDANCE WITH BOTH PERUVIAN AND USG IMMIGRATION REGULATIONS. SINCE MS. SMALL'S INVESTIGATION IS TO BE COMPLETED OCTOBER 22, PENA INDICATED SHE MIGHT BE DEPORTED ON MONDAY. THE POLITICAL CHARGES AND COMPLETE INVESTIGATION OF NSIPS/LIMA WILL BE FORWARDED TO THE MINISTER OF THE INTERIOR ON MONDAY FOR PRESENTATION TO THE PRESIDENT AND CABINET. PENA SALCEDO ALSO SAID THAT "NSIPS/LIMA IS DEAD".

6. MS SMALL SAID SHE IS IN NO NEED OF EMBASSY'S ASSISTANCE AND SAID SHE IS BEING TREATED VERY FAIRLY BY PIP. FOOD HAS BEEN PROVIDED BY PIP OFFICERS AND DURING THE INVESTIGATION SHE IS BEING MADE COMFORTABLE IN THE VISITORS WAITING SECTION IN PENA'S OFFICE. A FEMALE PIP OFFICER IS ALSO PRESENT AND ATTENDS TO HER NEEDS. CONSOFF REQUESTED AND PIP AGREED TO LIFT INCOMMUNICADO ORDER TO PERMIT VISITORS TO BRING FOOD AND OTHER LIMITED OFFICIAL USE

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PAGE 03 LIMA 09723 222132Z

NECESSITIES. ORDER GIVEN IN PRESENCE OF CONS REPRESENTATIVES.

7. CONSULAR OFFICER INQUIRED ABOUT HUMAN RIGHTS AND PENA REPLIED MS. SMALL IS BEING TREATED ACCORDING TO INTERNATIONAL HUMANE STANDARDS.

8. COMMENT: PENA WAS VERY EXPLICIT IN HIS EXPLANATION CONCERNING NOTIFICATION. HE SAID THAT EMBASSY CANNOT EXPECT TO BE

INFORMED ON ALL CASES RELATING TO NATIONAL SECURITY. CONSOFF
FIRST VISIT IN THIS CASE WAS POSSIBLE ONLY BECAUSE OF HIS
PERSONAL KNOWLEDGE OF AND CONTACTS IN THE DETENTION CENTER.
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